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HOUSE BILL 598
By Stulce

AN ACT to amend Tennessee Code Annotated, Section 39-17-420;
Section 40-33-211 and Section 53-11-204, relative to the
disposition of proceeds under the general forfeiture law
and the narcotic and drug control law.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 53-11-204, is amended by adding
the following:

Notwithstanding any other law to the contrary, the proceeds of all seizures,
confiscations and sales received or produced as a result of the activities of a law
enforcement agency of a local government shall be paid into the treasury of the
respective local government and any such proceeds may be appropriated by the local
governmental body for any public purpose allowed by law. For purposes of this section,
local government means city, county or county with a metropolitan form of government.

SECTION 2. Tennessee Code Annotated, Section 40-33-211(a), is amended by
deleting the following language:

shall be used exclusively for the benefit of the seizing county or municipality for law
enforcement or drug education purposes. All such seizures, confiscations and sales
derived from the activities of a judicial district drug task force shall be paid to an
expendable trust fund maintained by the county executive in a county designated by the
district attorney general and shall be used exclusively in a drug enforcement or drug

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education program of the district as directed by the board of directors of the judicial district drug task force.

and substituting the following language in its place:

any such proceeds may be appropriated by the local governmental body for any public purpose allowed by law. For purposes of this section, local government means city, county or county with a metropolitan form of government.

SECTION 3. Tennessee Code Annotated, Section 39-17-420(b), is amended by deleting the following language:

for the use of the county or city drug enforcement program or drug education program, as appropriate. All purchases made from proceeds derived from any forfeiture of any interest in real property or proceeds derived pursuant to this part which are for use in the drug enforcement program or local drug education program of either a county or a municipality shall be made in accordance with existing purchasing statutes, including private acts, which establish purchasing provisions or requirements for such county or municipality.

and substituting the following language in its place:

and any such proceeds may be appropriated by the local governmental body for any public purpose allowed by law. For purposes of this section, local government means city, county or county with a metropolitan form of government.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.